



Arizona Corporation Commission
BEFORE THE ARIZONA CORPORATION COMMISSION

CARL J. KUNASEK
CHAIRMAN
JIM IRVIN
COMMISSIONER
WILLIAM A. MUNDELL
COMMISSIONER

MAR - 6 2000

DOCKETED BY

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IN THE MATTER OF THE APPLICATION OF
VIRGIL E. GRANT dba D-TEL
COMMUNICATION FOR A CERTIFICATE OF
CONVENIENCE AND NECESSITY TO PROVIDE
CUSTOMER-OWNED PAY TELEPHONE
SERVICE IN THE STATE OF ARIZONA.

DOCKET NO. T-03834A-00-0072

DECISION NO. 62352

ORDER

Open Meeting
March 1 and 2, 2000
Phoenix, Arizona

BY THE COMMISSION:

Having considered the entire record herein and being fully advised in the premises, the Arizona Corporation Commission ("Commission") finds, concludes, and orders that:

FINDINGS OF FACT

1. On February 2, 2000, Virgil E. Grant dba D-Tel Communication ("Applicant") submitted to Docket Control of the Commission an application for a Certificate of Convenience and Necessity ("Certificate") to provide customer-owned pay telephone ("COPT") service in the State of Arizona. The application was docketed on February 2, 2000.

2. In Decision No. 55817 (December 10, 1987), the Commission found that COPT providers were public service corporations subject to the jurisdiction of the Commission.

3. The Commission in Decision No. 57797 (April 8, 1992) adopted A.A.C. R14-2-901 through R14-2-909 to regulate COPT providers.

4. In Decision No. 58535 (February 14, 1994), the Commission adopted a Generic Tariff that establishes rates and minimum service standards applicable to COPT service.

5. Pursuant to A.R.S. § 40-282, the Commission may issue Decisions regarding COPT Certificates without a hearing.

6. Applicant has requested that a Certificate be granted pursuant to A.A.C. R14-2-905, and has indicated that it will provide COPT service pursuant to the rates, terms and conditions

1 specified in the Generic COPT Tariff.

2 7. Applicant is a sole proprietorship.

3 8. Applicant does not presently provide COPT services in Arizona.

4 9. On February 7, 2000, Commission's Utilities Division Staff ("Staff") filed a Staff
5 Recommendation, recommending approval of Applicant's application without a hearing.

6 10. Staff stated that Applicant has not filed a sample customer information placard.

7 11. Staff recommended that Applicant be ordered to file a copy of its customer
8 information placard with Staff for approval prior to it providing service at any location.

9 **CONCLUSIONS OF LAW**

10 1. Applicant is a public service corporation within the meaning of Article XV of the
11 Arizona Constitution and A.R.S. §§ 40-281 and 40-282.

12 2. The Commission has jurisdiction over Applicant and the subject matter of the
13 application.

14 3. Notice of the application was given in accordance with the law.

15 4. The provision of COPT service in Arizona by Applicant is in the public interest.

16 5. Applicant is a fit and proper entity to receive a Certificate for providing COPT service
17 in Arizona.

18 **ORDER**

19 IT IS THEREFORE ORDERED that the application of Virgil E. Grant dba D-Tel
20 Communication for a Certificate of Convenience and Necessity for authority to provide customer-
21 owned pay telephone service in Arizona shall be, and the same is, hereby granted.

22 IT IS FURTHER ORDERED that Virgil E. Grant dba D-Tel Communication shall comply
23 with the terms of the Generic COPT Tariff, unless otherwise ordered by the Commission, pursuant to
24 A.A.C. R14-2-906.

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1 IT IS FURTHER ORDERED that Virgil E. Grant dba D-Tel Communication shall file a
2 sample customer information placard for approval by the Director of the Utilities Division prior to
3 providing service at any location.

4 IT IS FURTHER ORDERED that this Decision shall become effective immediately.

5 BY ORDER OF THE ARIZONA CORPORATION COMMISSION.
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9 CHAIRMAN COMMISSIONER COMMISSIONER
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11 IN WITNESS WHEREOF, I, BRIAN C. McNEIL, Executive
12 Secretary of the Arizona Corporation Commission, have
13 hereunto set my hand and caused the official seal of the
14 Commission to be affixed at the Capitol, in the City of Phoenix,
15 this 16th day of March, 2000.

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17 BRIAN C. McNEIL
18 EXECUTIVE SECRETARY

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1 SERVICE LIST FOR:

VIRGIL E. GRANT dba D-TEL COMMUNICATION

2 DOCKET NO.:

T-03834A-00-0072

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